

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

CLINTON WALKER,)	
)	Civil Action No. 09 - 282
Plaintiff,)	
)	
v.)	Chief District Judge Gary L. Lancaster
)	
G. CAMPBELL; CO 1 BLAKER; CO 1)	
CROUCH; CO 1 MARTUCCI; JOHN)	
DOE, <i>Hearing Examiner</i> ; SUSAN)	
COWAN, <i>Unit Manager</i> ; JOHN/JANE)	
DOE, <i>Unit Manager</i> ; REV ALODA)	
MENCHYK, <i>Facility Classification</i>)	
<i>Program Director</i> ; LOUIS S. FOLINO,)	
<i>Superintendent</i> ; TIMOTHY I. MARK,)	
<i>Deputy Chief Counsel for Hearing and</i>)	
<i>Appeals,</i>)	

Defendants.

ORDER

The above captioned case was initiated on March 5, 2009, by the filing of a Motion to Proceed In Forma Pauperis (doc no. 1) accompanied by a Complaint. It was referred to Magistrate Judge Lisa Pupo Lenihan for pretrial proceedings in accordance with the Magistrates Act, 28 U.S.C. § 636(b)(1), and Rule 72.C.2 of the Local Rules.

The Magistrate Judge's Report and Recommendation (doc. no. 66), filed on May 4, 2010, recommended that Defendants' Partial Motion to Dismiss (doc. no. 50), as clarified during the hearing, be granted. Plaintiff filed Objections on July 20, 2010 (doc. no. 70). After a review of the pleadings and documents in the case, together with the Report and Recommendation and the Objections thereto, the following order is entered:

AND NOW, this ⁵20 day of July, 2010;

IT IS HEREBY ORDERED that the Defendants' Partial Motion to Dismiss (doc. no. 50) is **GRANTED**.

IT IS FURTHER ORDERED that the Report and Recommendation (doc. no. 66) of Magistrate Judge Lenihan, dated May 4, 2010, is adopted as the Opinion of the Court.

BY THE COURT:

A handwritten signature in black ink, appearing to read "G. L. Lancaster", written over a horizontal line.

Gary L. Lancaster
Chief United States District Judge

cc: Clinton Walker
EC - 4925
SCI-Forest
286 Woodland Drive
P.O. Box 945
Marienville, PA 16239-0307

All Counsel of Record